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*Attorneys for Irving H. Picard, Trustee  
for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and for the Estate of Bernard L. Madoff*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively  
Consolidated SIPA Liquidation of Bernard L. Madoff  
Investment Securities LLC and Bernard L. Madoff,

Plaintiff,

v.

HILLARY JENNER GHERTLER, as executrix of  
the Estate of Monte Gherler, and in her individual  
capacity; and THE ESTATE OF MONTE  
GHERTLER,

Defendants.

Adv. Pro. No. 10-04635 (SMB)

**FIFTH AMENDED CASE MANAGEMENT NOTICE**

PLEASE TAKE NOTICE, that pursuant to the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “Order”) [Dkt. No. 3141] entered by the Bankruptcy Court in the above captioned SIPA liquidation, Adv. Pro. No. 08-01789 (SMB), on November 10, 2010, the following deadlines are hereby made applicable to this adversary proceeding:

1. Fact Discovery shall be completed by: April 22, 2016.
2. The Disclosure of Case-in-Chief Experts shall be due: July 14, 2016.
3. The Disclosure of Rebuttal Experts shall be due: August 15, 2016.
4. The Deadline for Completion of Expert Discovery shall be: November 9, 2016.
5. The Deadline for Service of a Notice of Mediation Referral shall be: On or before January 4, 2017.
6. The Deadline to Choose a Mediator and File a Notice of Mediator Selection shall be: On or before January 18, 2017.
7. The Deadline for Conclusion of Mediation shall be: On or before May 17, 2017.

Dated: New York, New York  
February 17, 2016

BAKER & HOSTETLER LLP

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